

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ADJUSTMENT OF GAS AND ELECTRIC RATES OF       )  
LOUISVILLE GAS AND ELECTRIC COMPANY       ) CASE NO. 90-158

O R D E R

On August 24, 1990, Kentucky Industrial Utility Customers ("KIUC") filed a motion requesting the Commission to compel Louisville Gas and Electric Company ("LG&E") to respond to Item Nos. 94-102 of KIUC's First Data Request. The information and documents sought by KIUC relate to Ohio Valley Electric Corporation ("OVEC"), a utility created to supply power to a Department of Energy Gaseous Diffusion Plant near Portsmouth, Ohio. LG&E, as a shareholder in OVEC, is entitled to purchase 7 percent of the surplus power of OVEC. On August 29, 1990, LG&E filed a response in opposition to KIUC's request. LG&E objects to KIUC's data request on the grounds of relevancy and attorney-client privilege.

Also on August 29, 1990, the Attorney General, by and through his Utility and Rate Intervention Division, ("AG") filed a motion to compel LG&E to respond to AG data request Nos. 174c (1)-(3), 179h (2)-(3), 180e, 24-30, 32, 35, 49b, 50b, 51 (in part), 53 (in part), 54, 170, 180 (in part), 182, 153 (in part), 224m (in part), 65, 77, 78, 100b, and 59. LG&E did not respond to the aforementioned AG data requests based on the objections set forth

in its Objections Summary filed on August 22, 1990. The AG's motion requests that the Commission overrule LG&E's objections and require responses to be filed.

Based on the motions to compel, the responses, and being advised, the Commission finds that a hearing should be held to receive evidence and argument on the merits of the motions.

IT IS THEREFORE ORDERED that a hearing on the motions to compel be and it hereby is scheduled for Thursday, September 6, 1990, at 1:30 p.m., Eastern Daylight Time, in Hearing Room No. 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

Done at Frankfort, Kentucky, this 31st day of August, 1990.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director